

BALLOTPEDIA

The Encyclopedia of American Politics

Monther: Nondelegation Doctrine

Introduction:

This month-long learning experience will introduce learners to the [nondelegation doctrine](#), a legal doctrine that holds that legislative bodies cannot delegate their legislative powers to executive agencies. In this course, learners will read 3 articles providing different perspectives on the nondelegation doctrine. Using these articles as well as accompanying videos and information from experts, learners will be asked to reflect on key concepts related to the nondelegation doctrine and its relationship to both the administrative state and governance as a whole.

Readings:

1. Gary Lawson, "[Delegation and Original Meaning](#)", Virginia Law Review, Vol. 88, (2002).
2. Eric Posner and Adrian Vermeule, "[Interring the Nondelegation Doctrine](#)" 69 University of Chicago Law Review 1721 (2002).
3. A. J. Kritkos, "[Resuscitating the Non-Delegation Doctrine: A Compromise and an Experiment](#)", 82 MO. L. REV. (2017).

Syllabus and Suggested Schedule:

Note: The schedule provided below is only a recommendation. As the unit is self-paced, learners can proceed through the materials at any pace they choose (with the possible exception of live events).

Week 1:

- Video: Introduction to the Nondelegation Doctrine (~3 min)
- Overview of course materials and requirements
- Reading 1: Gary Lawson, "[Delegation and Original Meaning](#)", Virginia Law Review, Vol. 88, (2002).
 - Read the paper
 - Video: About the reading (~5 min)

- Reflect on “go deeper” questions for self-study

Week 2:

- Interview with an expert #1*
- Eric Posner and Adrian Vermule, “[Interring the Nondelegation Doctrine](#)” 69 University of Chicago Law Review 1721 (2002).
 - Read the paper
 - Video: About the reading (~5 min)
 - Reflect on “go deeper” questions for self-study

Week 3:

- Interview with an expert #2*
- A. J. Kritkos, “[Resuscitating the Non-Delegation Doctrine: A Compromise and an Experiment](#)”, 82 MO. L. REV. (2017).
 - Read the paper
 - Video: About the reading (~5 min)
 - Reflect on “go deeper” questions for self-study

Week 4:

- “AMA” style Q and A with an expert* (1 hr.)
- Final feedback survey
- Explore further readings and resources

Course Contents:

- Syllabus/Content Checklist
- Introduction to the Nondelegation Doctrine (~5 minute video)
- Gary Lawson, “[Delegation and Original Meaning](#)”, Virginia Law Review, Vol. 88, (2002).
 - 5 minute video exploring the reading
 - Key Questions/Dig Deeper sheet
- Eric Posner and Adrian Vermule, “[Interring the Nondelegation Doctrine](#)” 69 University of Chicago Law Review 1721 (2002).
 - 5 minute video exploring the reading
 - Key Questions/Dig Deeper sheet
- A. J. Kritkos, “[Resuscitating the Non-Delegation Doctrine: A Compromise and an Experiment](#)”, 82 MO. L. REV. (2017).
 - 5 minute video exploring the reading
 - Key Questions/Dig Deeper sheet
- 30 minute interview with an expert #1*
- 30 minute interview with an expert #2*

- “AMA”-style Q and A session with an expert*
- List of resources and further reading on the nondelegation doctrine
- Feedback survey